

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

MICHAEL FORSYTH,

Plaintiff,

-vs-

COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

CASE NO. 07-CV-14717

PAUL D. BORMAN  
UNITED STATES DISTRICT JUDGE

MICHAEL HLUCHANIUK  
UNITED STATES MAGISTRATE JUDGE

**ORDER**

**(1) ADOPTING THE MAGISTRATE JUDGE'S MAY 15, 2008 REPORT AND  
RECOMMENDATION; AND (2) GRANTING PLAINTIFF'S MOTION TO DISMISS THE  
INSTANT CASE WITHOUT PREJUDICE**

Before the Court is the Magistrate Judge's May 15, 2008 Report and Recommendation granting Plaintiff's Motion to Withdraw Complaint and Dismiss Case Without Prejudice. Neither party has filed timely objections under 28 U.S.C. § 636(b)(1) and E.D. Mich L.R. 72.1(d). Having reviewed the Magistrate Judge's conclusions of fact and discussion of law, the Court hereby:

- (1) **ADOPTS** the Magistrate Judge's Report & Recommendation (Doc. No. 7); and
- (2) **GRANTS** Plaintiff's motion to dismiss the instant case without prejudice (Doc. No. 6).

**SO ORDERED.**

S/Paul D. Borman  
PAUL D. BORMAN  
UNITED STATES DISTRICT JUDGE

Dated: May 29, 2008

CERTIFICATE OF SERVICE

Copies of this Order were served on the attorneys of record by electronic means or U.S. Mail on May 29, 2008.

S/Denise Goodine  
Case Manager